

CLASSIFICATION OFFICE DECISION

Title of publication: lake%2010.jpg

Other known title(s): Not stated

OFLC ref: 1100091.030

Medium: Computer Image File Printout

Publisher: Not stated

Country of origin: Not stated

Language: Not applicable

Applicant: Commissioner of Police

Classification:	Unrestricted.
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Descriptive note: None

Display conditions: None

Date of entry in Register: 31 March 2011

Date of direction to issue a label: No direction to issue a label has been issued

Summary of reasons for decision:

The computer image file printout is unrestricted.

The printout has an image showing a group made up of five adult women and girls who appear to be in their mid-teens. An adult man stands behind them. All are naked. Most of the group sit in a relaxed fashion on towels spread on sand and there is a large sun umbrella in the background. One girl smiles in the direction of the camera but the others show no awareness of it. The girls are clearly comfortable with their nudity. A viewer's predisposition to regard any image of nudity as having a sexual meaning may result in a sexual interpretation, but to others the image simply depicts adults and young people in a nudist context.

There are no sexual elements in the image and it raises no issues under s3(1), s3A or s3B of the Films, Videos, and Publications Classification Act 1993. The printout must, therefore, be classified as unrestricted. This classification is consistent with the right to freedom of expression as set out in s14 of the New Zealand Bill of Rights Act 1990.